

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

(ECF)

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GONZALO HERNANDEZ, on behalf of
himself and all other persons
similarly situated,

11 Civ. 1264 (RMB) (JCF)

O R D E R

Plaintiff,

- against -

HABANA ROOM, INC., LEXINGTON HOTEL,
LLC and JOHN DOES #1-10,

Defendants.

- - - - -

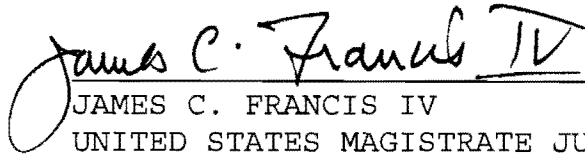
JAMES C. FRANCIS IV
UNITED STATES MAGISTRATE JUDGE

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Plaintiff's counsel having submitted a letter dated December 22, 2011 requesting a pre-motion conference in connection with a discovery dispute, it is hereby ordered as follows:

1. Plaintiff's communication is deemed a letter motion.
2. Defendants shall respond by letter by December 30, 2011.
3. Plaintiff shall submit any reply by January 4, 2012.
4. If either the discovery requests or the responses are found not to have been substantially justified, costs, including reasonable attorneys' fees, will be shifted pursuant to Rule 37 of the Federal Rules of Civil Procedure.

SO ORDERED.


JAMES C. FRANCIS IV
UNITED STATES MAGISTRATE JUDGE

Dated: New York, New York
December 23, 2011

Copies mailed this date:

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